

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

ROBERT STEWART, Plaintiff,	:	CIVIL ACTION
	:	
	:	
v.	:	
	:	
C.O. EMMONS, et al.,	:	
Defendants.	:	No. 12-1509
	:	

ORDER

AND NOW, on **March 27, 2014**, after consideration of all related briefing and oral argument by counsel for all parties on March 17, 2014, it is ORDERED:

1. Plaintiff's Petition for Leave to Amend (doc. 42) is GRANTED, in part, and DENIED, in part, in accordance with my accompanying memorandum opinion;
 - a. Plaintiff shall file a Second Amended Complaint, incorporating the rulings of the accompanying memorandum opinion, within seven (7) days of the date of this Order;
 - b. Defendants shall file responsive pleadings to Plaintiff's Second Amended Complaint within 21 days of the date that Complaint is filed;
2. PrimeCare Defendants' Motion for Partial Summary Judgment (doc. 58) is DENIED without prejudice;
3. Chester County Defendants' Motion for Partial Summary Judgment (doc. 38) is DENIED without prejudice;
4. Plaintiff's Motion to Compel Discovery (doc. 47) is DENIED as moot;
and

5. My February 4, 2014 Scheduling Order (doc. 62) is revised to reflect that rebuttal expert reports are due May 1, 2014; all other dates in that Scheduling Order remain in effect.

BY THE COURT:

/s/ Timothy R. Rice
TIMOTHY R. RICE
U.S. MAGISTRATE JUDGE